BILL NO. S-85-10-43 (as amended) (as amended)

SPECIAL ORDINANCE NO. S-208-85

AN ORDINANCE amending the Animal Control Code of the City of Fort Wayne, Indiana.

WHEREAS, the City is desirous of amending its Animal Control Ordinance; and

WHEREAS, such amendments will be of a benefit and improvement to animal control.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The Animal Control Ordinance of the City of Fort Wayne, Indiana, is hereby amended as follows:

Sec 6-1 Terms Defined.

Animal Concession - Any person, group of persons, partnership, or corporation who for compensation has any animal available for hire or on display

Pet Shop - Any person, group of persons, partnership or corporation, whether operated separately or in connection with another business enterprise, except a licensed cattery, kennel, or BREEDERS, that buys, sells or offer for sale any species of animal. Subject to restrictions set forth in Section 6-5.

Sec. 6-4. Animal Care

Hitching or Tying - No animal shall be hitched, tied or fastened by any rope, chain or cord that is directly attached to the animal neck. Animals that must be tied, hitched or fastened to restrain them must wear a properly fitted collar or harness MADE OF LEATHER OR NYLON NOT OF THE CHOKER TYPE. THIS IS NOT TO PROHIBIT THE PROPER USE OF CHOKER COLLAR IN THE TRAINING OF ANIMALS.

The tying device shall be attached to the animal's collar or harness AND SHALL BE AT LEAST 6' IN LENGTH.

Food and Water - All animals shall have fresh, potable drinking water and be provided with food that is nutritional for the species IN ADEQUATE AMOUNTS TO MAINTAIN GOOD HEALTH.

Training Methods - No animal may be induced or encouraged to perform through the use of chemical, mechanical, electrical, or manual devices in a manner which will cause or is likely to cause physical injury or suffering. Prohibited devices include, but are not limited to: electrical prods and electrical (shock) collars.

Sec. 6-5 Lost or stray animals

After thirty (30) continuous days of custody the finder will be considered the found animal's owner for purposes of this chapter.

Sec. 6-13. Pet Shop Permit

The permit holder shall furnish the purchaser a written statement at the time of sale containing the following:

(e) Medication and prophylactic immunization and dates administered.

Sec. 6-14. Circuses and Commercial Animal Exhibits.

Any person who is responsible for a circus, animal concession, or a commercial animal exhibit as defined by this chapter must obtain a circus or commercial animal exhibit permit.

Sec. 6-17 . Application: Term.

(1) Delete (a)

(2) Registration and permits are to be issued for a term of one year, commencing with the date of issuance.

Sec. 6-19. Fees

(1) Pet registration:

For the year 1986 which shall commence on January 1, and end December 31.

Each altered dog or cat.....$ 4.00

Each unaltered dog or cat.....$15.00

(7) Circus and commerical animal exhibit permits:

Circus and commercial animal exhibit permits:

Circus, Animal Concession, and Animal Exhibit Permits Fee.....$100.00

(a) Permits are to be issued for a term of one year, commencing with the date of issuance.

(b) Permits will be issued after inspection approved by Animal Control Shelter and/or Board of Health and verification of same submitted to controller's office and provided all requirements of this chapter are met.

(c) Prior to engagements, permit holders will furnish the Animal Control Shelter a schedule of dates and times of exhibits or performances to the Animal Control Shelter can perform periodic inspections January 1, 1986.

(8) Omnibus permits:

Delete - "Plus appropriate kennel/cattery permit fee".

Sec. 6-21. Enumerated.

Paragraph 12 reads: "Poisonous bait. No person shall set any type of poisonous bait. No person shall set any type of poisonous substance or bait within the city limits that is deemed harmful to any domestic animal; provided, however, that controlled programs under the direction of the city board of health or a licensed

extermination service may be excluded."

Since this paragraph deals with humane care and treatment of animals it should be included in Class A offenses, giving it a $50 minimum fine.

SECTION 2. That this Ordinance shall be in full force force and effect from and after its passage and any and all necessary approval by the Mayor.

_____
Councilmember

Read the first time in full and on motion by Redd, seconded by ~~[illegible]~~ Talarico, and duly adopted, read the second time by title and referred to the Committee Regulations (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne Indiana, on _____, the _____ day of _____, 19____, at _____ o'clock ____.M.,E.S

DATE: 10-22-85

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Redd, seconded by Talarico, and duly adopted, placed on its passage. PASSED (~~LOST~~) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	7	2			
BRADBURY	✓				
BURNS		✓			
EISBART	✓				
GiaQUINTA	✓				
HENRY	✓				
REDD	✓				
SCHMIDT		✓			
STIER	✓				
TALARICO	✓				

DATE: 11-12-85

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (~~ANNEXATION~~) (~~APPROPRIATION~~) (~~GENERAL~~) (SPECIAL) (~~ZONING~~ MAP) ORDINANCE (~~RESOLUTION~~) NO. S-208-85

on the 12th day of November, 19 85,

ATTEST:
Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

(SEAL)
Mark E. GiaQuinta
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 13th day of November, 19 85, at the hour of 2:00 o'clock P.M.,E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 14th day of November, 19 85, at the hour of 3:30 o'clock P.M.,E.S.T.

WIN MOSES, JR., MAYOR

OCTOBER 1985

MONTHLY REPORTS

	1983 MONTH	1983 YEAR-TO-DATE	1984 MONTH	1984 YEAR-TO-DATE	1985 MONTH	1985 YEAR-TO-DATE
TOTAL EXPENSES	$53,284.18	$506,628.60	$50,112.00	$459,717.00	$22,906.00	$389,824.00
TOTAL REVENUE	$7,227.93	$57,305.63	$7,579.00	$93,793.53	$9,931.00	$95,981.50
PET PERMITS-NEUTERED	48	3317	207	5235	499	5645
PET PERMITS-UNNEUTERED	82	1846	81	1724	155	1472
TOTAL PET PERMITS	130	5163	388	6959	654	7117
PET PERMITS REVENUE	$490.00	$14,738.00	$1,126.00	$24,306.00	$2,242.00	$22,112.00
DOMESTIC BREEDER PERMITS	0	2	2	17	4	44
PROFESSIONAL BREEDER PERMITS	0	1	0	4	0	1
BREEDER PERMITS REVENUE	$0.00	$250.00	$150.00	$1,675.00	$100.00	$1,200.00
SPAY/NEUTER PROCEDURES	159	673	156	1765	167	1792
SPAY/NEUTER REVENUES	$3,010.00	$12,940.00	$2,845.00	$32,420.00	$2,880.00	$33,105.00
SPAY/NEUTER EXPENSES	$4,757.00	$28,275.00	$10,519.00	$60,412.55	$5,307.00	$56,618.00
ANIMALS RECEIVED	670	5663	835	7495	932	8110
ANIMALS EUTHANIZED	521	4623	719	6150	733	6123
ANIMALS ADOPTED	61	349	51	423	51	468
SCHOOLS VISITED	0	0	0	0	1	1
STUDENTS CONTACTED	0	0	0	0	118	118
MEDIA CONTACTS	0	0	0	0	11	31
ADULT GROUP CONTACTED	0	0	0	0	7	7
COMPLAINTS/OFFICERS SENT	580	5101	275	4520	401	3396
TOTAL COMPLAINTS	580	5101	275	4520	401	3396
CRUELTY WARNINGS	6	60	3	94	12	77
CRUELTY CITATIONS	0	14	0	8	0	2
RUNNING-AT-LARGE WARNINGS	10	58	3	50	4	47
RUNNING-AT-LARGE CITATIONS	3	20	0	18	5	25
BARKING/NUISANCE WARNINGS	1	10	0	12	0	6
BARKING/NUISANCE CITATIONS	0	3	0	1	0	0
PET PERMIT WARNINGS	30	204	17	480	57	462
PET PERMIT CITATIONS	5	19	0	5	42	59
RABIES WARNINGS	10	99	5	178	17	130
RABIES CITATIONS	0	13	0	1	11	18
MISC. WARNINGS	2	37	2	14	9	30
MISC. CITATIONS	0	2	1	1	0	0
COURT CASES PENDING	0	0	0	0	11	25
COURT CASES RESOLVED	0	0	11	33	0	23
NUMBER OF EMPLOYEES					23	

Food and Water - All animals shall have fresh, potable drinking water and be provided with food that is nutritional for the species IN ADEQUATE AMOUNTS TO MAINTAIN GOOD HEALTH.

Vaccination; Tags - Cats and dogs over the age of six (6) months must be vaccinated YEARLY by a licensed veterinarian against rabies, and must wear a tag at all times attached to a properly fitted collar or harness.

Training Methods - No animal may be induced or encouraged to perform through the use of chemical, mechanical, electrical, or manual devices in a manner which will cause or is likely to cause physical injury or suffering. Prohibited devices include, but are not limited to: electrical prods and electrical (shock) collars.

← Sec. 6-5

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(2) Registration and permits are to be issued for a term of one year, commencing with the date of issuance.

Sec. 6-19. Fees.

(7) Circus and commercial animal exhibit permits: Circus, Animal Concession, and Animal Exhibit Permits Fee.....$100

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(b) Permits will be issued after inspection approved by Animal Control Shelter and/or Board of Health and verification of same submitted to controller's office and provided all requirements of this chapter are met.

(c) Prior to engagements, permit holders will furnish the Animal Control Shelter a schedule of dates and times of exhibits or performances so the Animal Control Shelter can perform periodic inspections.

(8) Omnibus permits:

Delete - "Plus appropriate kennel/cattery permit fee".

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SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

Charles B. Read
Councilmember

APPROVED AS TO FORM
AND LEGALITY

Bruce O. Boxberger, City Attorney

ANIMAL CONTROL ORDINANCE AMENDMENTS

Sec. 6-1 Terms Defined

Owner----Add the sentence (Subject to restrictions set forth in Section 6-5)

Sec. 6-5 Lost or stray animals

Add the sentence----After thirty (30) continuous days of custody the finder will be considered the found animal's owner for purposes of this chapter.

Sec. 6-19 Fees

(1) Pet registration
For the year 1986 which shall commence on January 1, and end December 31.

Each altered dog or cat.....$ 4.00
Each unaltered dog or cat.....$15.00

(c) .....January 1, 1986.....

BILL NO. S-85-10-43

REPORT OF THE COMMITTEE ON REGULATIONS

WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS REFERRED AN (ORDINANCE) ~~(RESOLUTION)~~ amending the Animal Control Code of the City of Fort Wayne, Indiana

HAVE HAD SAID (ORDINANCE) ~~(RESOLUTION)~~ UNDER CONSIDERATION AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE) ~~(RESOLUTION)~~ AS AMENDED, AS AMENDED by deletion - lines 6-9 p. 2

YES NO

Charles B. Redd — CHARLES B. REDD, CHAIRMAN

Janet G. Bradbury — JANET G. BRADBURY, VICE CHAIRWOMAN

Jim Stier — JAMES S. STIER

Ben Eisbart — BEN A. EISBART

DONALD J. SCHMIDT

CONCURRED IN

SANDRA E. KENNEDY
CITY CLERK